



DECLARATION OF ROY L. ANDERSON

I, Roy L. Anderson, do hereby declare and state as follows:

1. I am the attorney of record in this matter.
2. On September 23, 2002, I sent William Bryant an email message that contained the following text:

On April 24 I sent you an email about a declaration in JSF35.017. At the time, I included the claims and the declaration. I am now including the declaration and the entire specification. The specification is confidential information of PrivaSys and should be treated as such. If you still do not wish do to sign the application, will you kindly at least send me an email stating that. Also, I am no longer at my old address, so use this email or the address below. Also, if you want to discuss this, please feel free to call me at 800.605.3550. Thank you.

Attached to this email as Word files were true and correct copies of the application papers filed in this application, including the specification, claims and an oath (there are no drawings in this application).

3. On September 24, 2002, I spoke by telephone with William Bryant, whose voice I personally recognized. Mr. Bryant said he was temporarily in Alabama, but that he did check his email messages and that I did have his correct email message. I told him that I needed to send him the application papers for this application, including the entire application, and I asked him again if he would sign the declaration. Mr. Bryant informed me that he was not willing to sign a declaration in this application. I then asked Mr. Bryan if he would review my email message and send me a response to the message to confirm his refusal.

4. On September 24, 2002, I received an email message from William Bryant. Mr. Bryant's email to me, which was forwarded to me in response to my original email message noted in paragraph 3 above, stated:

Roy -

Thank you for your call today regarding the declaration. As I explained to you on the phone today, I refuse to sign the referenced patent application even though some of the claims contained therein may relate to some of the intellectual property I contributed to your client in previous patent applications.

Please be advised that my previous assignment of certain intellectual property to your client was executed under legal circumstances that no longer apply. I do not wish to sign the current application because such action could adversely affect my rights in future claims against your client.

It was a pleasure talking to you today, and I look forward to the possibility of working with you again in the future.

RECEIVED

OCT 08 2002

OFFICE OF PETITIONS

Cheers,
bill Bryant

A true and correct copy of the email message that I received from Mr. Bryant, including a printout of the attached Word® files containing the specification and declaration, is attached hereto.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Executed October 1, 2002 in Glendale, CA.



Roy L. Anderson

Roy L. Anderson



From: bill bryant [wrb5@prodigy.net]
Sent: Tuesday, September 24, 2002 8:08 PM
To: rlapatent@earthlink.net
Subject: Re: Your Declaration

Roy -

Thank you for your call today regarding the declaration. As I explained to you on the phone today, I refuse to sign the referenced patent application even though some of the claims contained therein may relate to some of the intellectual property I contributed to your client in previous patent applications.

Please be advised that my previous assignment of certain intellectual property to your client was executed under legal circumstances that no longer apply. I do not wish to sign the current application because such action could adversely affect my rights in future claims against your client.

It was a pleasure talking to you today, and I look forward to the possibility of working with you again in the future.

Cheers,
bill bryant

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Roy L. Anderson wrote:

Bill,

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Roy Anderson

Law Offices of Roy Anderson

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Glendale, CA 91202

818.245.1350

818.241.1300 facsimile

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